

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Rosemary Heredia, Assistant Deputy Clerk.

**F035138      People v. Evans**

Cause called and argued by Anthony Dain, Esq., counsel for appellant. Michelle West, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

**F037930      In re Willie Lee Johnson on Habeas Corpus**

Cause called and argued by Sandra Gillies, Esq., Central California Appellate Program, counsel for petitioner and by Janet E. Neeley, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Harris, J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Buckley, J.

**F035436      People v. Cervantez**

Cause called and argued by Hilda Scheib, Esq., counsel for appellant and by Michelle L. West, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Monday, January 14, 2002 at 1:45 P.M.

**F034754      People v. Mendoza**

Appellant's petition for rehearing filed herein is denied.

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**F034755      People v. Goldsmith**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F036663      People v. Williams**

Appellant's petition for rehearing filed herein is denied.

**F034628      People v Calderon**

The judgment is affirmed. Wiseman, J.

We concur: Vartabedian, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F035738      Calif. Teachers' Assoc. v. Gov. Bd. of Hilmar UNSD**

The judgment is reversed. Levy, J.

We concur: Buckley, Acting P.J.; Cornell, J.

[CERTIFIED FOR PUBLICATION]

**F035218      People vs. Ataide**

The judgment is affirmed with modifications. Buckley, J.

We concur: Ardaiz, P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F035777      Fresno USD v. Wilson**

The judgment is affirmed. Harris, J.

We concur: Dibiaso, Acting P.J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F034689      People vs. Asberry**

The judgment is affirmed. Buckley, J.

We concur: Ardaiz, P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]